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PTO/SB/31 (09-04)

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**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

311772000500

In re Application of
Richard C. ALLEN et al.

Application Number 09/002,413	Filed January 2, 1998
For USE OF PIGMENTED RETINAL EPITHELIAL CELLS FOR CREATION OF AN IMMUNE PRIVILEGE SITE	

Art Unit 1632	Examiner M. Wilson
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Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ **500.00**

- Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:
- \$ **250.00**
- A check in the amount of the fee is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **03-1952**. I have enclosed a duplicate copy of this sheet. Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
- A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

I am the

- applicant/inventor.
 assignee of record of the entire interest.
 See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)



Signature

Gladys H. Monroy
Typed or printed name

- attorney or agent of record.

Registration number _____

(650) 813-5711

Telephone number

- attorney or agent acting under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34. **32,430**

July 26, 2005

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.
 Submit multiple forms if more than one signature is required, see below*.

*Total of **1** forms are submitted.

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office, Mail Stop AF, Examiner M. Wilson, Facsimile No. (571) 273-6300, on the date shown below.

Dated: July 26, 2005

Signature:  (Barbara M. Weathersby)

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